

EXHIBIT 1

Docket 276-4
EXHIBIT E

Hartnett, Kathleen

From: Stameshkin, Liz
Sent: Monday, October 7, 2024 10:30 PM
To: Amy Keller; Dunning, Angela L.; David Straite
Cc: Maxwell Pritt; Hartnett, Kathleen; Ghajar, Bobby A.; Ghazarian, Colette A; Lauter, Judd; Biksa, Liene; Alvarez, Jessica; mlemley@lex-lumina.com; Weinstein, Mark; Blankenship, Samuel; Gonzalez, Juan Pablo; z/Meta-Kadrey; C-Counsel Llama; Madeline Hills
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log
Attachments: 2024-10-07 Highly Confidential - Attorneys Eyes Only - Meta Amended and Supplemental Privilege Log - Non-Email.xlsx; 2024-10-07 Highly Confidential - Attorneys Eyes Only - Meta Amended and Supplemental Privilege Log - Email.xlsx

Counsel,

Please find attached Meta's Amended and Supplemental Privilege Logs. For ease of review, we have split these into a log for email and attachments (including non-privileged family members for reference), and a log for non-email documents. Please note that these contain Highly Confidential – Attorneys' Eyes Only information (as noted in their file names). We note that the information provided in these privilege logs, including any additional information provided by Meta as part of the parties' ongoing meet and confer, is not a waiver of any privilege or work product claim.

Best,

Liz

From: Amy Keller <akeller@dicelolevitt.com>
Sent: Friday, October 4, 2024 3:16 PM
To: Amy Keller <akeller@dicelolevitt.com>; Stameshkin, Liz <lstameshkin@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; David Straite <dstraite@dicelolevitt.com>
Cc: Maxwell Pritt <mpritt@BSFLLP.com>; Hartnett, Kathleen <khartnett@cooley.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>; C-Counsel Llama <llama_cocounsel@bsfllp.com>; Madeline Hills <mhills@dicelolevitt.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

[External]

Liz,

I jumped the gun on the last email and believe that Judge Chhabria's ruling obviates the need to file the stipulation today. I look forward to our continued meet and confer discussions.

Thanks,

Amy



Amy Keller
DICELLO LEVITT
312.214.7900

This transmission may contain privileged and confidential information meant for the intended recipient only. If you have received this email in error, please notify the sender and permanently delete this email and any attachments.

From: Amy Keller <akeller@dicelloselevitt.com>
Sent: Friday, October 4, 2024 4:08 PM
To: Stameshkin, Liz <lstameshkin@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; David Straite <dstraite@dicelloselevitt.com>
Cc: Maxwell Pritt <mpritt@BSFLLP.com>; Hartnett, Kathleen <khartnett@cooley.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>; C-Counsel Llama <llama_cocounsel@bsfllp.com>; Madeline Hills <mhills@dicelloselevitt.com>
Subject: Re: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Good afternoon, Liz.

Please confirm that you are submitting the proposed stipulation for Judge Chhabira's consideration concerning the privilege log.

I am available at 734-812-3176 in the event you need to discuss.

Thank you,

Amy



Amy Keller
DICELLO LEVITT
312.214.7900

This transmission may contain privileged and confidential information meant for the intended recipient only. If you have received this email in error, please notify the sender and permanently delete this email and any attachments.

From: Amy Keller
Sent: Thursday, October 3, 2024 11:41 PM
To: Stameshkin, Liz <lstameshkin@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; David Straite <dstraite@dicellevitt.com>
Cc: Maxwell Pritt <mpritt@bsfllp.com>; Hartnett, Kathleen <khartnett@cooley.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com <mlemley@lex-lumina.com>; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>; C-Counsel Llama <llama_cocounsel@bsfllp.com>; Madeline Hills <mhills@dicellevitt.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Mine is fine for our side. Thank you.

Amy



Amy Keller
DICELLO LEVITT
312.214.7900

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From: Stameshkin, Liz <lstameshkin@cooley.com>
Sent: Thursday, October 3, 2024 11:36 PM
To: Amy Keller <akeller@dicellevitt.com>; Dunning, Angela L. <adunning@cgsh.com>; David Straite <dstraite@dicellevitt.com>
Cc: Maxwell Pritt <mpritt@bsfllp.com>; Hartnett, Kathleen <khartnett@cooley.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com <mlemley@lex-lumina.com>; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>; C-Counsel Llama <llama_cocounsel@bsfllp.com>; Madeline Hills <mhills@dicellevitt.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Thanks Amy. What signature should we use?

From: Amy Keller <akeller@dicellevitt.com>
Sent: Thursday, October 3, 2024 9:28 PM
To: Stameshkin, Liz <lstameshkin@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; David Straite <dstraite@dicellevitt.com>
Cc: Maxwell Pritt <mpritt@bsfllp.com>; Hartnett, Kathleen <khartnett@cooley.com>; Ghajar, Bobby A.

<bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>; C-Counsel Llama <llama_cocounsel@bsfllp.com>; Madeline Hills <mhills@dicellevitt.com>

Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

[External]

Liz,

These revisions are fine, and you have our approval to file (please confirm you're filing).

As for the joint discovery brief, we would be agreeable to exchanging portions one business day in advance.

Thanks so much,

Amy



Amy Keller
DICELLO LEVITT
312.214.7900

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From: Stameshkin, Liz <lstameshkin@cooley.com>

Sent: Thursday, October 3, 2024 10:50 PM

To: Dunning, Angela L. <adunning@cgsh.com>; David Straite <dstraite@dicellevitt.com>

Cc: Maxwell Pritt <mpritt@bsfllp.com>; Amy Keller <akeller@dicellevitt.com>; Hartnett, Kathleen <khartnett@cooley.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>; C-Counsel Llama <llama_cocounsel@bsfllp.com>; Madeline Hills <mhills@dicellevitt.com>

Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Hi David,

We have a few additional edits, attached. We also would propose that the parties agree that, to the extent either side intends to file a joint discovery brief regarding privilege logs, we provide our portion of the joint statement at least 2 business days prior to the intended filing date. Please confirm this works for Plaintiffs.

Best,

Liz

From: Dunning, Angela L. <adunning@cgsh.com>
Sent: Thursday, October 3, 2024 8:32 PM
To: David Straite <dstraite@dicellevitt.com>
Cc: Stameshkin, Liz <lstameshkin@cooley.com>; Maxwell Pritt <mpritt@bsflp.com>; Amy Keller <akeller@dicellevitt.com>; Hartnett, Kathleen <khartnett@cooley.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>; C-Counsel Llama <llama_cocounsel@bsflp.com>; Madeline Hills <mhills@dicellevitt.com>
Subject: Re: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

[External]

David, thanks for your patience. We'll get back to you as soon as we can.

Sent from my iPhone

On Oct 3, 2024, at 8:23 PM, David Straite <dstraite@dicellevitt.com> wrote:

Hi Liz,

just checking in on the priv log stip, given the late hour.

David A. Straite, CIPP/US
DICELLO LEVITT LLP
646.933.1000 ext 505

From: David Straite
Sent: Thursday, October 3, 2024 8:56 PM
To: Stameshkin, Liz <lstameshkin@cooley.com>; Maxwell Pritt <mpritt@BSFLP.com>; Amy Keller <akeller@dicellevitt.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>; C-Counsel Llama <llama_cocounsel@bsflp.com>; Madeline Hills <mhills@dicellevitt.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Liz,

Attached is the revised draft stip and proposed order re: priv logs.

Best,

David

David A. Straite, CIPP/US

DICELLO LEVITT LLP

646.933.1000 ext 505

From: Stameshkin, Liz <lstameshkin@cooley.com>

Sent: Thursday, October 3, 2024 5:50 PM

To: Maxwell Pritt <mpritt@BSFLLP.com>; David Straite <dstraite@dicellosevitt.com>; Amy Keller <akeller@dicellosevitt.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>

Cc: Llama C-Counsel <llama_counsel@bsfllp.com>; Madeline Hills <mhills@dicellosevitt.com>

Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Hi Max,

Assuming this is directed at our draft stipulation, we don't have any issue adding in a place for the Court to sign off, if you want to propose some edits.

Best,

Liz

From: Maxwell Pritt <mpritt@BSFLLP.com>

Sent: Thursday, October 3, 2024 2:26 PM

To: David Straite <dstraite@dicellosevitt.com>; Stameshkin, Liz <lstameshkin@cooley.com>; Amy Keller <akeller@dicellosevitt.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>

Cc: Llama C-Counsel <llama_counsel@bsfllp.com>; Madeline Hills <mhills@dicellosevitt.com>

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[External]

This isn't what was discussed as it doesn't have the court sign off on extending the deadline to raise issues with the adequacy of the log after we receive it on Monday or to raise substantive issues with any privilege claims if the log is adequate.

From: David Straite <dstraite@dicellevitt.com>
Sent: Thursday, October 3, 2024 1:47 PM
To: Stameshkin, Liz <lstameshkin@cooley.com>; Amy Keller <akeller@dicellevitt.com>; Kathleen Hartnett <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemlley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>
Cc: Llama C-Counsel <llama_counsel@bsflp.com>; Madeline Hills <mhills@dicellevitt.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

CAUTION: External email. Please do not respond to or click on links/attachments unless you recognize the sender.

Hi Liz, Amy might be out of pocket temporarily, but Madeline Hills and I at DiCello Levitt are on standby to assist if needed.

Best,

David

David A. Straite, CIPP/US
DICELLO LEVITT LLP
646.933.1000 ext 505

From: Stameshkin, Liz <lstameshkin@cooley.com>
Sent: Thursday, October 3, 2024 4:44 PM
To: Amy Keller <akeller@dicellevitt.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemlley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>
Cc: Llama C-Counsel <llama_counsel@bsflp.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

CAUTION: External email. Please do not respond to or click on links/attachments unless you recognize the sender.

Hi Amy,

Yes we are – should have a draft to you shortly and a response on your email as well.

Best,

Liz

From: Amy Keller <akeller@dicelrolevitt.com>

Sent: Thursday, October 3, 2024 1:42 PM

To: Stameshkin, Liz <lstameshkin@cooley.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>

Cc: llama_cocounsel@bsfllp.com

Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

[External]

Liz,

I want to make sure you received the below email, because I don't see a response in my inbox. Can you confirm that your side is preparing a stipulation?

 Amy Keller

DICELLO LEVITT

312.214.7900

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From: Amy Keller

Sent: Wednesday, October 2, 2024 8:45 PM

To: Stameshkin, Liz <lstameshkin@cooley.com>; khartnett@cooley.com; Dunning, Angela L. <adunning@cgsh.com>; bghajar@cooley.com; cghazarian@cooley.com; jlauter@cooley.com; Biksa, Liene <lbiksa@cooley.com>; jalvarezlopez@cooley.com; mlemley@lex-lumina.com; mweinstein@cooley.com; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>

Cc: llama_cocounsel@bsfllp.com

Subject: FW: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Liz,

Thank you for your response. While reserving our ability to challenge the log if the changes do not help us understand or assess the privilege or work product assertions, we will wait to receive your log as part of our ongoing meet and confer process. Since the Magistrate Judge ordered us to submit briefing on the issue tomorrow, do you have a stipulation we can file to inform the judge that we have agreed to extend briefing deadlines on the issue?

Two more issues. First, I know that you have received a number of questions from our team regarding certain redactions to documents. Based upon our flagging of those documents, can you confirm that Meta is also performing a review of the remaining redactions as you are putting together the renewed privilege log to ensure that they are properly made?

Second, upon reviewing the correspondence related to Plaintiffs' privilege logs, it appears that the disputes have been resolved. If I am misunderstanding where the parties stand, please let me know.

Thanks,

Amy

Amy Keller

DICELLO LEVITT

312.214.7900

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From: Stameshkin, Liz <lstameshkin@cooley.com>

Sent: Wednesday, October 2, 2024 1:26 PM

To: Amy Keller <akeller@dicelloselevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarrian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemlley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>

Cc: llama_cocounsel@bsfllp.com; z/Meta-Kadrey <zmetakadrey@cooley.com>

Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

CAUTION: External email. Please do not respond to or click on links/attachments unless you recognize the sender.

Hi Amy,

We appreciate your desire to save resources with respect to our updating of Meta's privilege log. As we previously represented, however, we are already working on an updated log, including our updated redactions and other edits designed to address your concerns. This updated log would replace the original log. It would be confusing and wasteful to present an outdated log to the Court for any analysis. If, after providing the updated log, you have questions or a basis to challenge Meta's assertion of privilege, we can confer and discuss how best to raise the issue with the Court. We are on schedule to provide our updated log by this coming Monday. In the meantime, we look forward to your team's response as to the privilege log issues we raised (noting that Holden responded on behalf of the three Saveri Plaintiffs to indicate that no further revised log was forthcoming).

Best,

Liz

From: Amy Keller <akeller@dicellosevitt.com>
Sent: Tuesday, October 1, 2024 4:08 PM
To: Stameshkin, Liz <lstameshkin@cooley.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemlay@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>
Cc: llama_counsel@bsflp.com; z/Meta-Kadrey <zmetakadrey@cooley.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

[External]

Liz,

Thank you for the response.

In reviewing Meta's position, it's become clear to me that perhaps another path forward might be more efficient and save Meta additional resources that it would have used to update its current privilege log. I'm especially concerned that, without seeing the proposed log, we may not be further along in understanding Meta's privilege assertions than we are now.

To obviate the need to go back and forth on Meta's assertion of privilege, I suggest that the parties agree upon a sampling protocol, where the Magistrate Judge will conduct an *in camera* review of documents based upon categories on Meta's log. Each party will select 5 documents for a total sample of 10 from each of the categories below. They are:

1. Instances where no specific name is listed for "legal source";
2. Instances where the author/from field does not list a person but says "a/c priv";
3. Instances where the author/from field says "shared drive (unavailable)";
4. Instances where the privilege description field states that the document was "providing information for the purpose of facilitating legal advice";

5. Instances where the author/from field includes noreply@docs.google.com;
6. Instances where the privilege description states that the document is “reflecting legal advice”; and
7. Redacted documents

Once the Magistrate Judge has completed his review, he can determine next steps—e.g., whether the privilege log should stand based upon his review, whether Meta should re-review documents and provide more robust information in its log, etc. His determination would not impact later challenges based upon exceptions to privilege or work product protection.

I believe this path forward will potentially save a lot of time and resources for both parties. I'm happy to discuss on a call or hear whatever thoughts you may have.

Thanks,

Amy

Amy Keller
DICELLO LEVITT
312.214.7900

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From: Stameshkin, Liz <lstameshkin@cooley.com>
Sent: Tuesday, October 1, 2024 1:37 AM
To: Amy Keller <akeller@dicelloselevitt.com>; Nada Djordjevic <ndjordjevic@dicelloselevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>
Cc: Joseph Saveri <jsaveri@saverilawfirm.com>; Cadio Zirpoli <czipoli@saverilawfirm.com>; Aaron Cera <aCera@saverilawfirm.com>; Margaux Poueymirou <mpoueymirou@saverilawfirm.com>; Ashleigh Jensen <ajensen@saverilawfirm.com>; Rya Fishman <rfishman@saverilawfirm.com>; Matthew Butterick <mb@buttericklaw.com>; James Ulwick <Julwick@dicelloselevitt.com>; Bryan L. Clobes <BClobes@caffertyclobes.com>; Alexander Sweatman <ASweatman@caffertyclobes.com>; Mohammed Rathur <MRathur@caffertyclobes.com>; dmuller@venturahersey.com; David Straite <dstraite@dicelloselevitt.com>; Christopher Young <cyoung@saverilawfirm.com>; Ruby Ponce <rponce@saverilawfirm.com>; Llama_BSF@bsflp.com; Kadrey AI <Kadrey_AI@dicelloselevitt.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Hi Amy,

Please see attached.

Best,

Liz

From: Amy Keller <akeller@dicellevitt.com>
Sent: Monday, September 30, 2024 3:23 PM
To: Stameshkin, Liz <lstameshkin@cooley.com>; Nada Djordjevic <ndjordjevic@dicellevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemy @lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>
Cc: Joseph Saveri <jsaveri@saverilawfirm.com>; Cadio Zirpoli <czirpoli@saverilawfirm.com>; Aaron Cera <aCera@saverilawfirm.com>; Margaux Poueymirou <mpoueymirou@saverilawfirm.com>; Ashleigh Jensen <ajensen@saverilawfirm.com>; Rya Fishman <rfishman@saverilawfirm.com>; Matthew Butterick <mb@buttericklaw.com>; James Ulwick <Julwick@dicellevitt.com>; Bryan L. Clobes <BClobes@caffertyclobes.com>; Alexander Sweatman <ASweatman@caffertyclobes.com>; Mohammed Rathur <MRathur@caffertyclobes.com>; dmuller @venturahersey.com; David Straite <dstraite@dicellevitt.com>; Christopher Young <cyoung@saverilawfirm.com>; Ruby Ponce <rponce@saverilawfirm.com>; Llama_BSF@bsflp.com; Kadrey AI <Kadrey_AI@dicellevitt.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

[External]

Thanks, Liz. Confirming that we agree.

 Amy Keller
DICELLO LEVITT
312.214.7900

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From: Stameshkin, Liz <lstameshkin@cooley.com>
Sent: Monday, September 30, 2024 4:39 PM
To: Amy Keller <akeller@dicellevitt.com>; Nada Djordjevic <ndjordjevic@dicellevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemy @lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>

<jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>
Cc: Joseph Saveri <jsaveri@saverilawfirm.com>; Cadio Zirpoli <czirpoli@saverilawfirm.com>; Aaron Cera <aCera@saverilawfirm.com>; Margaux Poueymirou <mpoueymirou@saverilawfirm.com>; Ashleigh Jensen <ajensen@saverilawfirm.com>; Rya Fishman <rfishman@saverilawfirm.com>; Matthew Butterick <mb@buttericklaw.com>; James Ulwick <Julwick@dicellevitt.com>; Bryan L. Clobes <BClobes@caffertyclobes.com>; Alexander Sweatman <ASweatman@caffertyclobes.com>; Mohammed Rathur <MRathur@caffertyclobes.com>; dmuller@venturahersey.com; David Straite <dstraite@dicellevitt.com>; Christopher Young <cyoung@saverilawfirm.com>; Ruby Ponce <rponce@saverilawfirm.com>; Llama_BSF@bsflp.com; Kadrey AI <Kadrey_AI@dicellevitt.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Hi Amy,

Yes, when we re-produce our privilege log (as will be discussed in greater detail in our forthcoming letter), we can agree to do so in excel format, assuming that Plaintiffs are willing to do the same for their logs.

Best,

Liz

From: Amy Keller <akeller@dicellevitt.com>
Sent: Monday, September 30, 2024 12:09 PM
To: Stameshkin, Liz <lstameshkin@cooley.com>; Nada Djordjevic <ndjordjevic@dicellevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemlay@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>
Cc: Joseph Saveri <jsaveri@saverilawfirm.com>; Cadio Zirpoli <czirpoli@saverilawfirm.com>; Aaron Cera <aCera@saverilawfirm.com>; Margaux Poueymirou <mpoueymirou@saverilawfirm.com>; Ashleigh Jensen <ajensen@saverilawfirm.com>; Rya Fishman <rfishman@saverilawfirm.com>; Matthew Butterick <mb@buttericklaw.com>; James Ulwick <Julwick@dicellevitt.com>; Bryan L. Clobes <BClobes@caffertyclobes.com>; Alexander Sweatman <ASweatman@caffertyclobes.com>; Mohammed Rathur <MRathur@caffertyclobes.com>; dmuller@venturahersey.com; David Straite <dstraite@dicellevitt.com>; Christopher Young <cyoung@saverilawfirm.com>; Ruby Ponce <rponce@saverilawfirm.com>; Llama_BSF@bsflp.com; Kadrey AI <Kadrey_AI@dicellevitt.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

[External]

Liz,

We are looking forward to Meta's response to our letter and meet and confer from last week concerning Meta's privilege log. This email also confirms that, pursuant to that discussion, Meta will be producing its log in .xls format. If I'm mistaken, please let me know.

Thank you,

Amy

Amy Keller
DICELLO LEVITT
312.214.7900

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From: Stameshkin, Liz <lstameshkin@cooley.com>
Sent: Saturday, September 28, 2024 12:11 AM
To: Amy Keller <akeller@dicelloselevitt.com>; Nada Djordjevic <ndjordjevic@dicelloselevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>; z/Meta-Kadrey <zmetakadrey@cooley.com>
Cc: Joseph Saveri <jsaveri@saverilawfirm.com>; Cadio Zirpoli <czipoli@saverilawfirm.com>; Aaron Cera <aCera@saverilawfirm.com>; Margaux Poueymirou <mpoueymirou@saverilawfirm.com>; Ashleigh Jensen <ajensen@saverilawfirm.com>; Rya Fishman <rfishman@saverilawfirm.com>; Matthew Butterick <mb@buttericklaw.com>; James Ulwick <Julwick@dicelloselevitt.com>; Bryan L. Clobes <BClobes@caffertyclobes.com>; Alexander Sweatman <ASweatman@caffertyclobes.com>; Mohammed Rathur <MRathur@caffertyclobes.com>; dmuller@venturahersey.com; David Straite <dstraite@dicelloselevitt.com>; Christopher Young <cyoung@saverilawfirm.com>; Ruby Ponce <rponce@saverilawfirm.com>; Llama_BSF@bsflp.com
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Counsel,

Further to our representations during our meet and confer earlier this week and below, we plan to serve our updated redaction production tomorrow.

Best,

Liz

From: Stameshkin, Liz
Sent: Tuesday, September 24, 2024 9:36 PM
To: Amy Keller <akeller@dicelloselevitt.com>; Nada Djordjevic <ndjordjevic@dicelloselevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>; Gonzalez, Juan Pablo <jgonzalez@cooley.com>

Cc: Joseph Saveri <jsaveri@saverilawfirm.com>; Cadio Zirpoli <czirpoli@saverilawfirm.com>; Aaron Cera <aCera@saverilawfirm.com>; Margaux Poueymirou <mpoueymirou@saverilawfirm.com>; Ashleigh Jensen <ajensen@saverilawfirm.com>; Rya Fishman <rfishman@saverilawfirm.com>; Matthew Butterick <mb@buttericklaw.com>; James Ulwick <Julwick@dicellevitt.com>; Bryan L. Clobes <BClobes@caffertyclobes.com>; Alexander Sweatman <ASweatman@caffertyclobes.com>; Mohammed Rathur <MRathur@caffertyclobes.com>; dmuller@venturahersey.com; David Straite <dstraite@dicellevitt.com>; Christopher Young <cyoung@saverilawfirm.com>; Ruby Ponce <rponce@saverilawfirm.com>

Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Hi Amy,

Thanks for the productive call today. On the question below, if a document has a Bates number in the privilege log, it is either a redacted document or it was produced as a “Priv Withhold” slipsheet as part of a family with at least one family member that is not fully privileged and was produced. We can add a column noting whether a document was redacted or withheld in our updated log.

With respect to responding to your letter, we can commit to providing a response Monday, September 30, as well as our updated redaction production this week per our call.

Best,

Liz

From: Amy Keller <akeller@dicellevitt.com>

Sent: Tuesday, September 24, 2024 3:37 PM

To: Stameshkin, Liz <lstameshkin@cooley.com>; Nada Djordjevic <ndjordjevic@dicellevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemlay@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>

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Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

[External]

Liz,

One remaining issue that we did not cover today. Can you confirm that all of the entries for redactions appear in the privilege log with a bates label? It appears as though the documents with

bates labels are those documents which were redacted, and the ones without are the ones which were withheld. But I'm hoping that you can confirm. Thank you.

Amy Keller

DICELLO LEVITT

312.214.7900

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From: Stameshkin, Liz <lstameshkin@cooley.com>

Sent: Monday, September 23, 2024 10:24 PM

To: Amy Keller <akeller@dicellosevitt.com>; Nada Djordjevic <ndjordjevic@dicellosevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemlay@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>

Cc: Joseph Saveri <jsaveri@saverilawfirm.com>; Cadio Zirpoli <czipoli@saverilawfirm.com>; Aaron Cera <aCera@saverilawfirm.com>; Margaux Poueymirou <mpoueymirou@saverilawfirm.com>; Ashleigh Jensen <ajensen@saverilawfirm.com>; Rya Fishman <rfishman@saverilawfirm.com>; Matthew Butterick <mb@buttericklaw.com>; James Ulwick <Julwick@dicellosevitt.com>; Bryan L. Clobes <BClobes@caffertyclobes.com>; Alexander Sweatman <ASweatman@caffertyclobes.com>; Mohammed Rathur <MRathur@caffertyclobes.com>; dmuller@venturahersey.com; David Straite <dstraite@dicellosevitt.com>; Christopher Young <cyoung@saverilawfirm.com>; Ruby Ponce <rponce@saverilawfirm.com>

Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Thanks Amy. During our call tomorrow, we would also like to discuss Plaintiffs' position regarding hours for witnesses who are being offered for both Rule 30(b)(6) and Rule 30(b)(1) depositions.

Best,

Liz

From: Amy Keller <akeller@dicellosevitt.com>

Sent: Monday, September 23, 2024 10:15 AM

To: Stameshkin, Liz <lstameshkin@cooley.com>; Nada Djordjevic <ndjordjevic@dicellosevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemlay@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>

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<BClobes@caffertyclobes.com>; Alexander Sweatman <ASweatman@caffertyclobes.com>; Mohammed Rathur <MRathur@caffertyclobes.com>; dmuller@venturahersey.com; David Straite <dstraite@dicellosevitt.com>; Christopher Young <cyoung@saverilawfirm.com>; Ruby Ponce <rponce@saverilawfirm.com>

Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

[External]

Good afternoon to those in CDT and EDT. And good morning to those who are west of us.

Tomorrow at 10 am PDT, 12 am CDT, 1 pm EDT works on our end.

We'll circulate conference information shortly.

Amy Keller
DICELLO LEVITT
312.214.7900

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From: Stameshkin, Liz <lstameshkin@cooley.com>
Sent: Sunday, September 22, 2024 5:38 PM
To: Nada Djordjevic <ndjordjevic@dicellosevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemlay@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>
Cc: Joseph Saveri <jsaveri@saverilawfirm.com>; Cadio Zirpoli <czirpoli@saverilawfirm.com>; Aaron Cera <aCera@saverilawfirm.com>; Margaux Poueymirou <mpoueymirou@saverilawfirm.com>; Ashleigh Jensen <ajensen@saverilawfirm.com>; Rya Fishman <rfishman@saverilawfirm.com>; Matthew Butterick <mb@buttericklaw.com>; James Ulwick <Julwick@dicellosevitt.com>; Bryan L. Clobes <BClobes@caffertyclobes.com>; Alexander Sweatman <ASweatman@caffertyclobes.com>; Mohammed Rathur <MRathur@caffertyclobes.com>; dmuller@venturahersey.com; Amy Keller <akeller@dicellosevitt.com>; David Straite <dstraite@dicellosevitt.com>; Christopher Young <cyoung@saverilawfirm.com>; Ruby Ponce <rponce@saverilawfirm.com>
Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Nada,

We were unsure if you still were seeking to meet and confer, as your co-counsel requested relief from the Court on these issues prior to such conference (in direct contravention of the Court's standing order on discovery, and failing to note to the Court that we had offered to meet and confer early this week).

That said, we of course remain willing to meet and confer and are available to do so at 10 am on Tuesday. Please circulate a dial in.

Best,

Liz

From: Nada Djordjevic <ndjordjevic@dicellevitt.com>
Sent: Sunday, September 22, 2024 12:34 PM
To: Stameshkin, Liz <lstameshkin@cooley.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>
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Subject: Re: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

[External]

Liz,

Meta promised to send counsel availability for an M&C this weekend. It is now Sunday afternoon. Please provide your availability Monday September 23 or Tuesday September 24 to meet and confer on the deficiencies in Meta's privilege log.

Thanks.

Nada

On Sep 20, 2024, at 6:09 PM, Nada Djordjevic <ndjordjevic@dicellevitt.com> wrote:

Liz,

We appreciate Meta's promise to take Plaintiffs' concerns seriously and to review our deficiency letter in good faith, particularly given the remainder of your email below.

Meta is well aware of the requirements for a privilege log under Federal Rule of Civil Procedure 26 and Ninth Circuit law. If Meta thought it needed relief from those requirements, that is a conversation Meta should have had with Plaintiffs months ago;

rather than producing a seriously deficient privilege log and then trying to excuse its actions after the fact.

This is also not a tit for tat situation where Meta can excuse the deficiencies in its own privilege log by pointing to Meta's alleged concerns with Plaintiffs' privilege logs.

And Meta's comment that "given the subject matter, it is far from unusual that there would be many entries involving in-house attorneys on issues relating to copyright, safety, and privacy issues," fails to address the issue raised in our letter. Attorney-client privilege does not protect advice from in-house counsel regarding business matters. Meta has not even tried to make the required clear showing that the primary purpose of the communications at issue was to secure legal advice.

Since Meta was unwilling to meet and confer today, please provide Meta's availability on Monday September 23 or Tuesday September 24 to meet and confer on the deficiencies identified in our September 18, 2024 letter. We look forward to discussing all of the issues raised in the letter with Meta further.

Sincerely,

Nada

<image001.jpg> Nada Djordjevic

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312.214.7900

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From: Stameskin, Liz <lstameskin@cooley.com>

Sent: Friday, September 20, 2024 12:10 AM

To: Nada Djordjevic <ndjordjevic@dicellosevitt.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarrian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemlley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>

Cc: Joseph Saveri <jsaveri@saverilawfirm.com>; Cadio Zirpoli <czirpoli@saverilawfirm.com>; Aaron Cera <aCera@saverilawfirm.com>; Margaux Poueymirou <mpoueymirou@saverilawfirm.com>; Ashleigh Jensen <ajensen@saverilawfirm.com>; Rya Fishman <rfishman@saverilawfirm.com>; Matthew Butterick <mb@buttericklaw.com>; James Ulwick <Julwick@dicellosevitt.com>; Bryan L. Clobes <BClobes@caffertyclobes.com>; Alexander Sweatman <ASweatman@caffertyclobes.com>; Mohammed Rathur <mrathur@caffertyclobes.com>; dmuller@venturahersey.com; Amy Keller

<akeller@dicellosevitt.com>; David Straite <dstraite@dicellosevitt.com>; Christopher Young

<cyoung@saverilawfirm.com>; Ruby Ponce <rponce@saverilawfirm.com>

Subject: RE: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

Counsel,

We were surprised to receive your lengthy letter regarding Meta's privilege log. Among other things, given the subject matter, it is far from unusual that there would be many entries involving in-house attorneys on issues relating to copyright, safety, and privacy issues.

Moreover, all but two Plaintiffs have failed to provide any privilege log whatsoever in this case. We understand from our deposition of Mr. Golden that he had numerous communications with counsel that were inexplicably not included on this privilege log. Notably, Mr. Golden is the sole plaintiff to have provided more than a single privilege log entry.

We also refer you to the ND Cal ESI Guidelines, which encourage the parties to discuss “[w]hether the parties can agree upon alternative ways to identify documents withheld on the grounds of privilege or work product to reduce the burdens of such identification.” Meta’s efforts on its privilege log have been substantial whereas Plaintiffs have largely lodged minor complaints about Meta’s redactions and otherwise boilerplate issues, while largely failing to provide their own logs. This is not acceptable.

Meta takes your concerns seriously and is reviewing your letter in good faith and will respond in due course. Requesting a meet and confer within 36 hours of this letter, however, is unreasonable. We can agree to meet and confer early next week and will plan to send you our availability for that call this weekend, once our team’s travel for this week has concluded.

Best,

Li z

From: Nada Djordjevic <ndjordjevic@dicellosevitt.com>

Sent: Wednesday, September 18, 2024 5:51 PM

To: Stameshkin, Liz <lstameshkin@cooley.com>; Holden Benon <hbenon@saverilawfirm.com>; Hartnett, Kathleen <khartnett@cooley.com>; Dunning, Angela L. <adunning@cgsh.com>; Ghajar, Bobby A. <bghajar@cooley.com>; Ghazarian, Colette A <cghazarian@cooley.com>; Lauter, Judd <jlauter@cooley.com>; Biksa, Liene <lbiksa@cooley.com>; Alvarez, Jessica <jalvarezlopez@cooley.com>; mlemley@lex-lumina.com; Weinstein, Mark <mweinstein@cooley.com>; Blankenship, Samuel <sblankenship@cgsh.com>

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Subject: Kadrey v. Meta: Further Deficiencies in Meta's Privilege Log

[External]

Counsel,

Please see the attached correspondence regarding additional deficiencies Plaintiffs have discovered in Meta's privilege log.

Plaintiffs are available Friday September 20, 2024 from 12-4 pm Pacific to meet and confer with Meta on the issues raised in the letter. Please confirm Meta's availability during that time period.

Sincerely,

Nada

<image001.jpg> Nada Djordjevic
DICELLO LEVITT
312.214.7900

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